CLASSIFICATION OFFICE DECISION

Title of publication:	vlcsnap-2013-11-26-14h18m42s121.jpg
Other known title(s):	Not stated
OFLC ref:	1400077.008
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Secretary for Internal Affairs
Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	04 March 2014
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	28 February 2014

Summary of reasons for decision:

The availability of the computer image file is restricted to persons who have attained the age of 18 years because it explicitly depicts a sexual act. The image is intended for adult viewers and for the purpose of sexual arousal. Its availability to children or young people is likely to have a negative effect on the development of sexual behaviour and attitudes.

The New Zealand Bill of Rights Act 1990 has been considered in the application of the criteria of the Films, Videos, and Publications Classification Act 1993 to this publication. The classification places a limit on the freedom of expression, but the availability of the image to children and young people is likely to be injurious to the public good. The classification is reasonable, demonstrably justifiable and the minimum required to avoid injury.